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Corporate Counsel

September 4, 2007

Thomasenia P. Duncan, Esq.
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Federal Election Commission
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COUNSEL

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Re: MUR #5932 - Respondent, Freightliner, LLC

Dear Ms. Duncan:

On behalf of Freightliner LLC ("Freightliner"), this letter is in response to a Complaint filed by the International Brotherhood of Teamsters ("IBT") and Teamsters Local No. 305 ("Local 305").

The Complaint alleges that Freightliner LLC ("Freightliner") is a subsidiary of Daimler-Chrysler A.G. and that a second subsidiary, Daimler-Chrysler (the original "Chrysler Corporation"), sponsors the Daimler Chrysler Corporation Political Support Committee which is used to solicit voluntary contributions from stockholders or executives. The IBT claims that under applicable law, Freightliner is required to create and make available to employee members of Local 305 a system for effectuating voluntary payroll deduction contributions to the Teamsters' "DRIVE" PAC due to the fact that its sister subsidiary (the original "Chrysler Corporation") has such a system. See Compl. 2. For the reasons set forth below, the Federal Election Commission ("Commission") should find no reason to believe that Freightliner has committed any violations under the Federal Election Campaign Act of 1971 ("FECA").

On May, 14, 2007 the Board of Management of Daimler-Chrysler A.G. announced the sale of its subsidiary DaimlerChrysler Corporation (the original "Chrysler Corporation"). On August 3, 2007, Daimler-Chrysler A.G. completed the closing for the transfer of a majority interest in the Chrysler Group to a subsidiary of Cerberus Capital Management, L.P. Accordingly, as of August 3, 2007, ten days before the IBT Complaint, neither DaimlerChrysler A.G., the parent company of Freightliner, nor any other DaimlerChrysler A.G. subsidiaries maintained a voluntary contributing fund.

The IBT and Local 305 have requested that the Commission "take whatever steps are within its authority to ensure that Teamsters Local No. 305 is able to solicit voluntary contributions to DRIVE from its members employed at Freightliner using a payroll deduction program." Compl. at 4. However, because Freightliner is a subsidiary of DaimlerChrysler A.G. and neither DaimlerChrysler A.G. nor its affiliates or subsidiaries

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have a separate segregated fund, no legal requirement exists for Freightliner to create or make available a method for voluntary contributions to the DRIVE PAC. 11 C.F.R. §114.5 (k)(4).

For the foregoing reasons, the Commission should reject the Prayer for Relief requested by the IBT and Local 305, and dismiss the matter expeditiously.

Respectfully submitted,

Mitchell J. Cogen

I hereby certify under oath that all factual statements contained herein are true and accurate.

cc: Bradley T. Raymond, Esq.

Notary:

See attached.

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State of: OREGON
County of: Multnomah

Signed or attested before me on the 4th day of September, 2007, by

Mitchell J. Cogen

Sheri L Brauckmiller

Notary Signature

Sheri L. Brauckmiller

Print Name

Notary Public – State of Oregon

My Commission Expires: August 8, 2010

